

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20000-2015 (O&M)
Date of Decision: 30.07.2015

Partap

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

- 1. *Whether Reporters of the local papers may be allowed to see the judgment?***
- 2. *To be referred to the Reporters or not?***
- 3. *Whether the judgment should be reported in the digest?***

Present: Mr. KPS Virk, Advocate for
Mr. K.S. Dhaliwal, Advocate
for the petitioner.

Mr. S.S. Pannu, DAG, Haryana
for the State.

R.P. Nagrath, J. (Oral)

This petition under Section 439 Cr.P.C. has been filed by the petitioner for grant of regular bail in case FIR No.112 dated 25.01.2013 under Sections 148, 149, 323, 506, 307 IPC and Section 25 of Arms Act, Police Station Sadar Hisar, District Hisar.

Response by way of affidavit of Bhagwan Dass, Deputy Superintendent of Police, Hisar has been filed.

Learned counsel for the petitioner submits that petitioner was on bail and he jumped bail on 02.12.2014 for the second time

and he is in custody since 05.02.2015.

Learned State counsel submits that injured and eye witnesses have been examined in the presence of the petitioner after he was taken into custody.

Learned State counsel has shown apprehension that the petitioner earlier absented two times and there is likelihood of his absconding again. As per the facts referred, petitioner was ultimately arrested and is in custody since 05.02.2015 and must have learnt lesson by now.

After hearing learned counsel for the parties, without commenting on the merits of the case, keeping in view the fact that the trial will take time in conclusion, the instant petition is allowed and petitioner-Partap be admitted to bail on furnishing bail bonds with two sureties of the like amount to the satisfaction of the trial Court.

It is, however, made clear that if petitioner does any act in delaying the proceedings or in the cross-examination of the witnesses, the prosecution would be at liberty to apply for cancellation of bail before the trial Court.

(R.P. Nagrath)
Judge

30.07.2015
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